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**OFFICE OF PETITIONS**

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**2000 University Avenue**  
**East Palo Alto, CA 94303-2248**

In re Application of	:	
Alan Lippman et al.	:	
Application No. 10/625,764	:	DECISION ON PETITION
Filed: July 22, 2003	:	
Attorney Docket No. 353692-991110	:	

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed May 6, 2009, to revive the above-identified application.

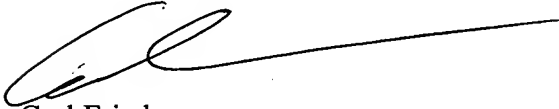
The petition is **GRANTED**.

The application became abandoned as a result of petitioner's failure to file an appeal brief (and fee required by 37 CFR 41.20(b)(2)) within the time period provided in 37 CFR 41.37(a)(1). As an appeal brief (and appeal brief fee) was not filed within two (2) months of the Notice of Appeal filed September 4, 2008, and no extensions of time under the provisions of 37 CFR 1.136(a) were obtained, the appeal was dismissed and the proceedings as to the rejected claims were terminated. See 37 CFR 41.37(b). As no claim was allowed, the application became abandoned on November 5, 2008. See MPEP 1215.04. A Notice of Abandonment was mailed on March 31, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a RCE, with the required fee of \$405, (2) the petition fee of \$810, and (3) a proper statement of unintentional delay. Accordingly the RCE is accepted as being unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Kimberly Inabinet at (571) 272-4618.

This application is being referred to the Technology Center AU 2457 for appropriate action in the normal course of business for processing of the Appeal Brief received May 6, 2009.

A handwritten signature in black ink, consisting of a stylized 'C' followed by a long horizontal line.

Carl Friedman  
Petitions Examiner  
Office of Petitions